

A regular meeting of the Bracken County Fiscal Court was held Wednesday, January 25, 2012, for the purpose of transacting any business properly presented by the established agenda.

Presiding: Earl Bush,  
County Judge Executive

Present: Carl Allen, Clark Hennessey, David Kelsch, David Hughes, Scotty Lippert, John Corlis, Doug Smith, and Dennis Jefferson.

Let the Record reflect that the Court members received a copy of the vendor claims to be paid for all funds.

Upon Motion of David Hughes seconded by Scotty Lippert the minutes meeting January 11, 2011 be accepted/approved.

Voting being unanimous.

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**Floor open to the public to discuss anything other than agenda items**

Judge Bush opened the floor to public comments regarding any concerns or issues of others that are not related to any agenda item. He advised that there would be order held in the court. This time would be for public to voice concerns, but no personal attacks would be allowed.

\*No public comment.

**Woodland Acres**

A copy of the survey of the property being discussed was given to magistrates at the last meeting. The County Attorney notified the court that an adjacent property owner believed Mr. Mains' survey encroached upon his boundary line. Judge Executive and County Attorney told Mr. Mains that he would have to resolve the issue with the adjacent land owner before the County would go forward concerning the parcel of land in question.

**Foster : 3<sup>rd</sup> Alley Issue**

The meeting on January 13, 2012: the property owners concerned is this issue were present.

After discussion the county officials were told that the alley in could not be the alley that the county took into the road system in September 1999. The Alley in question (known as 3<sup>rd</sup> Alley) is over 300 feet long and the alley taken over by the County in 1999 is documented as 75 feet long. The County has determined that the alley referred to in the order of 1999 is located south of 3<sup>rd</sup> Alley. The county is taking the position that it cannot legally force the residents along 3<sup>rd</sup> alley to remove the gates. All parties were advised to seek private legal counsel.

**Space Utilization-Courthouse (once Judicial Center is complete)**

Discussion was held, no action taken.

Judge Bush would like all office representatives to meet again within 30 days and make a recommendation to the court, once an agreement is reached.

**Bracken Co. Sheriff-2011 Annual Settlement/4<sup>th</sup> Quarterly report**

Upon Motion of John corlis, seconded by Doug Smith that the court accept/approve the Bracken County Sheriff's 2011 Annual Settlement/4<sup>th</sup> quarterly report.

Vote being unanimous.

**On Behalf of the Bracken County Sheriff 2011 Budget**

**\*Transfer General Funds to the Road Fund -\$1,182.86**

Upon motion of Scotty Lippert, seconded by John Corlis that the amount of \$1,182.86 be paid from the General Fund (sheriff's expense account) to the Road Fund for a fuel bill December 31, 2011. The sheriff was unable to pay this expense due to not receiving all revenues in 2011.

Vote being unanimous.

**General Fund Vendor Claims**

Upon Motion of David Hughes seconded by Clark Hennessey that the following General Fund Vendor Claims be approved for payment.

Vote being unanimous.

**Road Fund Vendor Claims**

Upon motion of Dennis Jefferson seconded by David Kelsch that the following Road Fund Vendor Claims be approved for payment.

Vote being unanimous

**Jail Fund Vendor Claims**

Upon Motion of Doug Smith, seconded by Dennis Jefferson that the following Jail Fund Vendor Claims be approved for payment.

Vote being unanimous.

**Senior Citizens Fund Vendor Claims**

Upon Motion of Doug Smith, seconded by David Kelsch that the following Senior Citizens Fund Vendor Claims be approved for payment.

Vote being unanimous.

**Dispatch/911 Fund Vendor Claims**

Upon Motion of Clark Hennessey, seconded by Scotty Lippert that the following Dispatch/911 Fund Vendor Claims be approved for payment.

Vote being unanimous.

\*Judge Bush advised that there is a public hearing for the proposed equine/pedestrian trails grant on Monday Feb 6 @ 6p.m.

\*Sheriff Niemeier reported that the 911 board met Jan 24<sup>th</sup> and they had broad discussions on Narrowband for the county. This will be required by Jan 2013. They will set up a committee to get all Emergency departments switched over. He is also working with Neider Reynolds, EM Director. This will affect all County emergency sirens as well. He will keep the court advised.

\*Judge Bush advised that the County has received more road salt and they ordered for the city and the Road fund will be reimbursed for the expense of the City's salt.

\*Magistrate Carl Allen advised the County Attorney that 2<sup>nd</sup> Street was originally 4<sup>th</sup> street and that still appears on the property deeds. When Bracken County Received 911 emergency addresses it was named 2<sup>nd</sup> Street. Carl Allen asked that the County Attorney check into the possibility of getting this changed.

Upon motion of John Corlis, seconded by Doug Smith that the January 25, 2012 meeting of the Bracken County Fiscal Court be adjourned.

Vote being unanimous.

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Tina K. Teegarden, Fiscal Court Clerk

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Earl Bush, County Judge Executive